

**FILED**

**FEB 03 2006**

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

YAN SONG,

Defendant.

No. 05-00715 JF (HRL)

~~PROPOSED~~ STIPULATION AND  
ORDER RE: DETENTION

The parties stipulate, and the Court finds and holds, as follows:

1. On November 1, 2005, under criminal complaint number CR 05-70848 HRL, the Court found that the United States had proved by a preponderance of the evidence that no conditions of release would reasonably assure the Defendant's future appearance before the Court and issued written findings of fact, taking into account the factors in 18 U.S.C. § 3142(g), in support of the Defendant's detention without bond. Thereafter, the Defendant was indicted under case number 05-00715 JF (HRL) and waived detention through February 1, 2006. At the request of the Defendant, the Court set a further bail hearing on February 1, 2006, at 11:00 a.m.

2. On February 1, 2006, counsel for Defendant notified the Court that he wished to withdraw his request for a further bail hearing. By this stipulation, Defendant Yan Song consents to her continued detention without bond, without prejudice to her ability to bring a

STIPULATION AND ORDER  
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1 motion at a later date seeking review of the Court's prior detention order.

2 SO STIPULATED.

3 Dated: February 2, 2006

/S/ MICHAEL STEPANIAN\_\_\_\_\_  
MICHAEL STEPANIAN  
Counsel for Defendant Yan Song

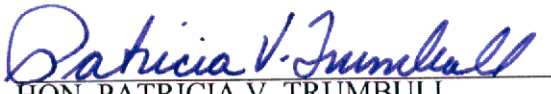
6 Dated: February 1, 2006

/S/ EDWARD TORPOCO\_\_\_\_\_  
EDWARD TORPOCO  
Assistant U.S. Attorney

8 PURSUANT TO STIPULATION, IT IS SO ORDERED.

11 Dated:

2/3/06

  
HON. PATRICIA V. TRUMBULL  
Chief United States Magistrate Judge

ORDER AND STIPULATION  
05-00715 JF (HRL)